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**TO** **Examiner Hope Robinson** **Group Art Unit 1653,  
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**COMPANY** **U.S. Patent &  
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**FAX NO.** **703/308-2742**

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**FROM:** Mark Hopkins, Ph.D. **EXTENSION:** 825

**PAGES (INCLUDING THIS PAGE):** 6 **CLIENT NO:** 28594

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**MESSAGE:** For U.S. Serial No. 09/400,769

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*6/5/03*

PATENT

ATTORNEY DOCKET NO. 28594/35007A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Helmerhorst et al.

Application Serial No: 09/400,769

Filed: September 22, 1999

Title: Use of Non-Peptidyl Compounds  
For The Treatment of Insulin-Related  
Ailments

Group Art Unit: 1653

Examiner: H. Robinson

CERTIFICATE OF FACSIMILE  
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I hereby certify that this paper is being  
faxed to Examiner Hope Robinson,  
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Trademark Office on June 3, 2003.

*Mark H. Hopkins*  
Mark H. Hopkins, Ph.D.  
Reg. No. 44,775  
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AMENDMENT AND REPLY PURSUANT TO 37 CFR §§ 1.111 AND 1.115

Commissioner for Patents  
Mail Stop Non-Fee Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In an Official action dated November 29, 2002, the Patent Office rejected claims 1-17 and 20-31 variously under 35 U.S.C. § 112, second paragraph. An amendment was timely filed within a one month extension of time extending the deadline for response to March 29, 2003. On June 3, 2003, the Patent Office orally requested refiling of the response to correct certain typographical errors. This corrected response is faxed on Tuesday, June 3, 2003. No additional fees are believed to be due; however, should any fees be deemed necessary in connection with the filing of this document, the Commissioner is hereby authorized to deduct any such fees from Marshall, Gerstein, and Borun account number 13-2855. In light of the amendments and remarks presented below, the applicants respectfully request withdrawal of the rejections and favorable reconsideration of the application.

Amendments to the Specification begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.